IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE A.K.BASHEER

TUESDAY, THE 3RD JULY 2007 / 12TH ASHADHA 1929

WP(C).No. 10956 of 2007(D)

PETITIONER:

T.LATHA, HIGHER SECONDARY SCHOOL
TEACHER, GOVT.HIGHER SECONDARY SCHOOL,
EDAPPALLY, RESIDING AT LATHA BHAVAN, KAKKANAD
ERNAKULAM DIST.

BY ADV. SRI.PRAMOD J.DEV
SRI.V.P.JOLY

RESPONDENTS:

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1. THE HEADMISTRESS, GOVERNMENT GIRL'S
HIGH SCHOOL, VALATHUNGAL, KOLLAM DISTRICT

2. THE HEADMASTER, GOVERNMENT HIGH SCHOOL,
OTTAKKAL, KOLLAM DISTRICT.

3. THE DEPUTY DIRECTOR OF PUBLIC
INSTRUCTIONS, KOLLAM DISTRICT.

4. THE PRINCIPAL,
GOVERNMENT GIRL'S HIGHER SECONDARY SCHOOL,
EDAPPALLY.

5. KERALA STATE REPRESENTED BY ITS
SECRETARY TO GOVERNMENT, DEPARTMENT OF EDUCATION,
SECRETARIAT, THIRUVANANTHAPURAM.

*6. THE DIRECTOR,
HIGHER SECONDARY SCHOOL EDUCATION
HOUSING BOARD BUILDING
SANTHI NAGAR, THIRUVANANTHAPURAM

*7. THE ACCOUNTANT GENERAL,
KERALA, THIRUVANANTHAPURAM

ADDL. RESPONDENTS 6 & 7 ARE IMPLEADED AS PER ORDER DT. 22.6.07 IN I.A. 8253/07.

BY SR. GOVT. PLEADER SRI. V.T.K. MOHAN

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 03/07/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

WPC NO 10956/07

APPENDIX

PETITIONER'S EXHIBITS:

EXT.P1. COPY OF THE REPRESENTATION SUBMITTED BY T. LATHA TO THE HEADMISTRESS, GOVT. HIGH SCHOOL, VALATHUNKAL DT. 10.12.06

EXT.P2. COPY OF THE JUDGMENT IN WPC NO.3116/07 DT. 30.1.07

EXT.P3. COPY OF THE LETTER ISSUED BY THE HEADMISTRESS, GOVT. HIGH SCHOOL, VALATHUNKAL TO T.LATHA, DT. 28.2.07

EXT.P4. COPY OF THE REPRESENTATION SUBMITTED TO THE DIRECTOR, HIGHER SECONDARY SCHOOL EDUCATION BY THE PETITIONER DT. 23.6.07

/TRUE COPY/

PA TO JUDGE.

A.K. BASHEER, J.

W.P.(C). NO. 10956 OF 2007

Dated this the 3rd day of July, 2007

J U D G M E N T

Petitioner, who is now working as a Higher Secondary School Teacher in the Government Higher Secondary School at Edappally in Ernakulam District, has got a grievance that the period of service rendered by her prior to October 1, 1994 is not being reckoned for the purpose of increments.

2. I do not propose to go into the merit or details of the contentions raised by the petitioner at this stage in view of the limited prayer made by the learned counsel for the petitioner at the Bar. He submits that petitioner has preferred Ext.P4 representation before respondent No.6 highlighting all the relevant aspects of the issue. The limited prayer is to issue a direction to respondent No.6 to take a decision on Ext.P4 expeditiously. Learned Government Pleader submits that if Ext.P4 has been preferred as pointed out by the petitioner, appropriate decision thereon will be taken without any delay.

In the above facts and circumstances, the writ petition is disposed of with a direction to additional respondent No.6 to consider and pass orders on Ext. P4 strictly on its merit and in accordance with law, as expeditiously as possible, at any rate within three months from the date of receipt of a copy of this judgment. Needless to mention that the petitioner shall be afforded sufficient opportunity to be heard before any decision is taken. Petitioner shall produce a certified copy of the judgment along with a copy of the writ petition and all annexures thereto before respondent No. 6 for compliance.

A.K. BASHEER, JUDGE

vps

A.K. BASHEER, JUDGE

OP NO.20954/00

JUDGMENT

1ST MARCH, 2007